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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:

Aronson et al.

Confirmation No.:

1626

Serial No.:

10/713,752

Art Unit:

2633

Filed:

November 13, 2003

Examiner:

Leung, Christina Y.

For:

System and Method for Protecting

Attorney Docket No.:

60900-0208-US

Eye Safety During Operation of a

Fiber Optic Transceiver

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

1.

In accordance with the duty of disclosure provisions of 37 C.F.R. §1.56, there is hereby provided certain information which the Examiner may consider material to the examination of the subject U.S. patent application. It is requested that the Examiner make this information of record if it is deemed material to the examination of the application.

Enclos	ures accompanying this Information Disclosure Statement are:
1a.	A list of all patents, publications, applications, or other information submitted for consideration by the office.
1 b.	A legible copy of:
	Each U.S. patent application publication and foreign patent;
	Each publication or that portion which caused it to be listed on the PTO-1449;
	For each cited pending U.S. application, the application specification including the claims, and any drawing of the application, or portion of the application which caused it to be listed on the PTO-1449 including any claims directed to that portion;
	all other information or portion which caused it to be listed on the PTO-1449.
1c.	An English language copy of search report(s) from a counterpart foreign application or PCT International Search Report.
1d.	Explanations of relevancy (ATTACHMENT 1(d), hereto) or English language abstracts of the non-English language publications.

2.		This Information Disclosure Statement is filed under 37 C.F.R. §1.97(b):
		Within three months of the filing date of a national application other than a continued prosecution application under §1.53(d);
		Within three months of the date of entry of the national stage as set forth in §1.491 in an international application;
		☐ Before the mailing of the first Office action on the merits;
		Before the mailing of a first Office action after the filing of a request for continued examination under §1.114.
3.		This Information Disclosure Statement is filed under 37 C.F.R. §1.97(c) after the period specified in 37 C.F.R §1.97(b), but before the mailing date of any of a final action under 37 C.F.R. §1.113, a notice of allowance under 37 C.F.R. §1.311 or an action that otherwise closes prosecution in the application.
		(Check either Item 3a or 3b)
	3a.	☐ The Certification Statement in Item 5 below is applicable. Accordingly, no fee is required.
	3b.	☐ The \$180.00 fee set forth in 37 C.F.R. §1.17(p) in accordance with 37 C.F.R. §1.97(c) is: ☐ enclosed ☐ to be charged to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (order no.).
		(Item 3b to be checked if any reference known for more than 3 months)
4.		This Information Disclosure Statement is filed under 37 C.F.R. §1.97(d) after the period specified in 37 C.F.R. §1.97(c), but on or before the date of payment of the issue fee.
		(Check either Item 4a or 4b)
	4a.	☐ The Certification Statement in Item 5 below is applicable.
	4.b	The \$180.00 fee set forth in 37 C.F.R. §1.17(p) is:
		 enclosed. to be charged to Morgan, Lewis & Bockius LLP Deposit Account No. 50-0310 (order no.).
5.	\boxtimes	This Information Disclosure Statement is filed under 37 C.F.R. §1.97(i).
6.		Copies of each cited U.S. patent and each U.S. patent application publication are not enclosed pursuant to the USPTO OG Notice dated 05 August 2003 waiving the requirement under 37 C.F.R. 1.98(a)(2)(i) for U.S. patent applications filed after June 30, 2003.
7.		This application is a continuation application under 37 C.F.R. §1.53(b) or (d).
		(Check appropriate Items 7a, 7b and/or 7c)
	7a.	A Petition to Withdraw from issue under 37 C.F.R. §1.313(b)(5) is concurrently filed herewith.

	7b.	Copies of publications listed on Form PTO-1449 from prior application Serial No. 10/266,869, filed on October 8, 2002, of which this application claims priority under 35 U.S.C. §120, are not being submitted pursuant to 37 C.F.R. §1.98(d).				
	7c.	Copies of the publica prior application Seri		on Form PTO-14 , filed on	149 were not previou , and are provided h	
8.		This is a Supplemental In	formation D	isclosure Staten	nent. (Check Item 8	a)
	8a.	This Supplemental In supplements the Informattempt was made to were made. These or additional time is required Statement can be considered.	rmation Disc comply with nissions hav uested so tha	closure Statemen 37 C.F.R. §1.9 e been corrected at this Supplement	nt filed on . A 8, but inadvertent on d herein. Accordinglental Information Dis	bona fide nissions
9.		In accordance with 37 C. understood to be the relevant				
		(Ch	eck Item 9a,	9b, or 9c)		
	9a.	satisfied because all non-English language publications were cited on the enclosed English language copy of the PCT International Search Report or the search report from a counterpart foreign application indicating the degree of relevance found by the foreign office.				
	9b.	set forth in the applic	ation.			
	9c.	enclosed as an attach	ment hereto.			
10.	X	The Commissioner is authoverpayment for this Info Lewis & Bockius LLP Do	rmation Dis	closure Stateme	nt and/or Petition to	Morgan,
11.	X	No admission is made that to be, material to patental than a search report of a fine Report if submitted herev	oility nor a reforeign coun	epresentation th terpart applicati	at a search has been on or PCT Internation	made (other
			Respectful	ly submitted,		
Date:	Octob	er 5, 2005	Sif	11/3		31.066
Gary S. Williams MORGAN, LEW 2 Palo Alto Squar 3000 El Camino I Palo Alto, CA 94 (650) 843-4000				N, LEWIS & B to Square Camino Real, Su o, CA 94306		(Reg. No.)

INFORMATION DISCLOSURE CITATION							
		O-1449	OCT 0 5 2005				
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Complete If Known					
Application Number	10/713,752				
Filing Date	November 13, 2003				
First Named Inventor	Aronson et al.				
Art Unit	2633				
Examiner Name	Leung, Christina Y.				
Attorney Docket Number	60900-0208-US				

			U.S. PATEN	T DOCUMENTS					
Examiner Initials	Cite No.	Document Number Number - Kind Code ¹	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document			Filing Date if Appropriate		
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			FOREIGN PAT	ENT DOCUMENTS					
Examiner Cite		Foreign Patent Document	Publication Date	Name of Patentee or		Subclas	Translation		
Initials	No.	Country Code ² - Number ³ - Kind Code ⁴ (if known)	MM-DD-YYYY	Applicant of Cited Document			Yes	No	
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		ОТНЕ	R NON PATENT I	ITERATURE DOCUMENTS				•	
Examiner Initials	Cite No.	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published Finisar Corp., "App Note AN-2025: Using the Finisar GBIC I ² C Test Diagnostics Port," 1998.							
		Finisar Corp., "App	Note AN-2025:	Using the Finisar GBIC I ²	C Test Di	iagnostics	Port,"	1998.	
	<u> </u>								

Examiner	Date	
Signature	Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ See Kind Codes of USPTO Patent Documents at www.uspto.gov or MPEP 901.04. ² Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). ³ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁴ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. ⁵ Applicant is to place a check mark here if English language Translation is attached. Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450